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Attorneys for Plaintiffs,  
**MARIA QUINTO-COLLINS, ANDREI CARLOS**  
**QUINTO, and ISABELLA COLLINS**

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

MARIA QUINTO-COLLINS, et al.,

Plaintiffs,

v.

CITY OF ANTIOCH, et al.,

Defendants.

CASE NO.: 3:21-cv-06094-AMO

**DECLARATION OF BEN NISENBAUM IN  
SUPPORT OF PLAINTIFFS' OPPOSITION  
TO DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT AND CROSS  
MOTION FOR SUMMARY JUDGMENT**

Time: 2:00 p.m.

Date: December 14, 2023

Dept.: Ctrm 10, 19<sup>th</sup> Floor

Judge: Araceli Martinez-Olguin

1 I, Ben Nisenbaum, if called upon to testify will competently testify as follows:

2 1. I am an attorney at law licensed to practice before this Court. I am an attorney with  
3 the Law Offices of John L. Burris, attorneys of record for the Plaintiffs in the above-referenced  
4 matter. I have personal knowledge of the matters set forth below and if called upon to testify will  
5 competently testify thereto.

6 2. Attached hereto as **Exhibit A** are true and correct excerpts from the Deposition of  
7 Maria Quinto-Collins, pertaining to the matter.

8 3. Attached hereto as **Exhibit B** are true and correct excerpts from the Deposition of  
9 Isabella Collins, pertaining to this matter.

10 4. Attached hereto as **Exhibit C** is a true and correct copy of video footage of the  
11 subject-incident captured by Maria Quinto-Collins, pertaining to this matter, manually submitted.

12 5. Attached hereto as **Exhibit D** are true and correct excerpts from the Deposition of  
13 City of Antioch Police Officer Arturo Becerra, pertaining to this matter.

14 6. Attached hereto as **Exhibit E** are true and correct excerpts from the Deposition of  
15 City of Antioch Police Officer James Perkinson, pertaining to this matter.

16 7. Attached hereto as **Exhibit F** are true and correct excerpts from the Deposition of  
17 City of Antioch Police Officer Nicholas Shipilov, pertaining to this matter.

18 8. Attached hereto as **Exhibit G** are true and correct excerpts from the Deposition of  
19 City of Antioch Police Officer Daniel Hopwood, pertaining to this matter.

20 9. Attached hereto as **Exhibit H** are true and correct excerpts from the Deposition of  
21 Anders Clayton, pertaining to this matter.

22 10. Attached hereto as **Exhibit I** is a true and correct copy of the Contra Costa County  
23 Coroner's Report regarding the autopsy of Angelo Quinto by Dr. Ikechi Ogan, pertaining to this  
24 matter.

25 11. Attached hereto as **Exhibit J** are true and correct excerpts from the Coroner's  
26 Inquest, pertaining to this matter.

27 12. Attached hereto as **Exhibit K** is a true and correct copy of Dr. Bennet Omalu's  
28 independent autopsy report and findings, pertaining to this matter.



PROOF OF SERVICE

I, Cindy Cox, declare as follows:

I am over the age of 18 years and not a party to this action. My business address is 7677 Oakport Street, Suite 1120, Oakland, CA 94621. I caused the foregoing:

- Plaintiffs' Opposition to Defendants' Motion for Summary Judgment and Cross Motion for Summary Judgment

to be served on the following parties in the following manner:

Mail ☐ Overnight Mail ☐ Personal Service ☐ Email ☒

NOAH G. BLECHMAN  
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TAMMANY BROOKS, ARTURO BECERRA, JAMES PERKINSON, DANIEL HOPWOOD and  
NICHOLAS SHIPILOV

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration of service was executed in Oakland, California, on August 21, 2023.

Signed: /s/ Okalani Luna